

*chrysoparia*). The proposed take would occur as a result of the construction of one single family residence on 8.0 acres on Bullick Bluff (Tax parcel #01-5947-011600007), Austin, Travis County, Texas.

This action will eliminate less than one-half acre and indirectly impact less than one-half additional acre of golden-cheeked warbler habitat. The applicant proposes to compensate for this loss of golden-cheeked warbler habitat by placing \$1,500 into the City of Austin Balcones Canyonlands Conservation Fund to acquire/manage lands for the conservation of the golden-cheeked warbler.

The Service has prepared the Environmental Assessment/Habitat Conservation Plan (EA/HCP) for the incidental take application. Alternatives to this action were rejected because selling or not developing the subject property with federally listed species present is not economically feasible. A determination of whether jeopardy to the species will occur or a Finding of No Significant Impact (FONSI) will not be made before 30 days from the date of publication of this notice. This notice is provided pursuant to Section 10(c) of the Act and National Environmental Policy Act regulations (40 CFR 1506.6).

**DATES:** Written comments on the application should be received by October 17, 1996.

**ADDRESSES:** Persons wishing to review the application may obtain a copy by writing to the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Persons wishing to review the EA/HCP may obtain a copy by contacting Joseph E. Johnston or Mary Orms, Ecological Services Field Office, 10711 Burnet Road, Suite 200, Austin, Texas 78758 (512/490-0063). Documents will be available for public inspection by written request, by appointment only, during normal business hours (8:00 to 4:30) at the above Austin address. Written data or comments concerning the application(s) and EA/HCPs should be submitted to the Field Supervisor, at the Austin Ecological Services Field Office at the above address. Please refer to permit number PRT-818874 when submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Joseph E. Johnston or Mary Orms at the above Austin Ecological Service Field Office.

**SUPPLEMENTARY INFORMATION:** Section 9 of the Act prohibits the "taking" of endangered species such as the golden-cheeked warbler. However, the Service, under limited circumstances, may issue permits to take endangered wildlife

species incidental to, and not the purpose of, otherwise lawful activities. Regulations governing permits for endangered species are at 50 CFR 17.22

Lynn B. Starnes,

*Acting Regional Director, Region 2, Albuquerque, New Mexico.*

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BILLING CODE 4510-55-M

## Bureau of Land Management

[NM-070-1430-01; NMNM96317]

### Notice of Realty Action—Recreation and Public Purpose (R&PP) Act Classification, New Mexico

**AGENCY:** Bureau of Land Management, Interior.

**ACTION:** Notice of R&PP patent of public land in San Juan County, New Mexico.

**SUMMARY:** The following described public land is determined suitable for classification for patenting to San Juan County, New Mexico under the provisions of the Recreation and Public Purposes (R&PP) Act, as amended (43 U.S.C. 869 et seq.). San Juan County proposes to use the land for a solid waste transfer station.

New Mexico Principal Meridian

T. 25 N., R. 9 W.,

Sec. 19, lot 4.

A portion of lot 4 containing 5 acres, more or less.

**COMMENT DATES:** On or before November 4, 1996 interested parties may submit comments regarding the purposed conveyance or classification of the lands to the Bureau of Land Management at the following address. Any adverse comments will be reviewed by the Bureau of Land Management, Farmington District Manager, 1235 LaPlata Highway, Farmington, NM 87401, who may sustain, vacate, or modify this realty action. In the absence of any adverse comments, this realty action becomes the final determination of the Department of the Interior and effective November 20, 1996.

**FOR FURTHER INFORMATION CONTACT:** Information related to this action, including the environmental assessment, is available for review at the Bureau of Land Management, Farmington District Office, 1235 LaPlata Highway, Farmington, NM 87401.

**SUPPLEMENTARY INFORMATION:** Publication of this notice segregates the public land described above from all other forms of appropriation under the public land laws, including the general mining laws, except for leasing and conveyance under the Recreation and

Public Purposes Act and leasing under the mineral leasing laws for a period of two (2) years from date of this publication in the Federal Register. The segregative affect will terminate upon issuance of the patent to San Juan County, or two (2) years from the date of this publication, whichever occurs first.

The patent, when issued, will be subject to the following terms:

1. Reservation to the United States of a right-of-way for ditches and canals in accordance with 43 U.S.C. 945.

2. Reservation to the United States of all minerals.

3. All valid existing rights, e.g. rights-of-way and leases of record.

4. Provisions that if the patentee or its successor attempts to transfer title to or control over the land to another or the land is devoted to a use other than for which the land was conveyed, without the consent of the Secretary of the Interior or his delegate, or prohibits or restricts, directly or indirectly, or permits its agents, employees, contractors, or subcontractors, including without limitation, lessees, sublessees and permittees, to prohibit or restrict, directly or indirectly, the use of any part of the patented lands or any of the facilities whereon by any person because of such person's race, creed, color, or national origin, title shall revert to the United States.

The lands are not needed for Federal purposes. Patenting is consistent with current Bureau of Land Management policies and land use planning. The proposal serves the public interest since it would provide readily accessible facilities to the surrounding public for deposition of solid waste.

Dated: September 12, 1996.

Ilyse K. Auringer,

*Acting Assistant District Manager for Lands and Renewable Resources.*

[FR Doc. 96-23862 Filed 9-16-96; 8:45 am]

BILLING CODE 4310-84-M

## Minerals Management Service

### Outer Continental Shelf (OCS) Policy Committee of the Minerals Management Advisory Board; Notice and Agenda for Meeting

**AGENCY:** Minerals Management Service, Interior.

**SUMMARY:** The OCS Policy Committee of the Minerals Management Advisory Board will meet at the Grand Hotel in Gulfport, Mississippi on October 23-24, 1996.

The agenda will cover the following principal subjects:

—5-Year Program Review